

1900-029 Chancery Causes: Petition of A. D. Litton, trst. to
Lee Co.

Willis, Reasor, Young, Franklin Academy, Skaggs

CA- Other

T- Property
Churches
Schools

-Deed

Additional Information:

Petition to sale property deeded
to school in will

To the Hon. H. A. W. Skeen, Judge of the Circuit Court
of Lee County, Virginia: ~~In Vacation.~~

Your petitioners, A. D. Litton, James F. Willis, P. M. Reasor, Wm. A. J. Reasor and Harvey Young, who are the duly appointed and confirmed Trustees of Franklin Academy of Lee County-Virginia, would respectfully represent and show unto your Honor that sometime between the years 1850 and 1860 one John Skaggs, now deceased, entered into an agreement in writing with certain citizens of Lee County, Virginia, residing in the country known as the Turkey Cove, contracted to donate one acre of land for the purpose of erecting thereon a Public School building for higher institution of learning in that section of the County, and pursuant to said agreement the citizens to whom said agreement was made erected upon the said tract of land a brick school building, but before the said John Skaggs made a deed thereto he departed this live testate, his Will was duly probated and admitted to record in the Clerk's Office of Lee County, Virginia, in which said Will he bequeathed his lands around said one acre to his two daughters, Elizabeth and ~~xxxxxx~~ Velerie, Elizabeth Skaggs intermarried with D. S. Reasor and Velerie Skaggs intermarried with Wm. A. J. Reasor, Elizabeth and Velerie Reasor realized and knew that their father had contracted one acre of land to the citizens of Turkey Cove country for the purpose of erecting thereon a School building, and together with thier said husbands on the 4th day of August, in the year 1893, conveyed said one acre of land in fee simple to a Board of Trustees to be represented as follows: Missionary Baptist a religous congregation that met in said Academy to have three Trustees; the Southern Methodist to have one Trustee and the Presbyterians and Protestant Methodist ~~xxxxxxx~~ each of whom had a congregation that met regular at said Franklin Academy to have one. A copy of which deed is herewith

filed, marked exhibit "A" and prayed to be ~~xxxxx~~ read and treated as a part of this petition. The contract in writing, executed by the said John Skaggs to certain citizens of Turkey Cove country Lee County, Virginia, has been lost or misplaced and cannot be filed herewith.

Your petitioners would further represent and show unto your Honor that said Building has long since ceased to be used as a Public school building and the congregation of Missionary Baptist who meet at said church, likewise the congregation of Southern Methodist who met and worshipped at said church, the Protestant Methodist who met and worshipped there, and the Presbyterians who met and worshipped at said church have become extinct and the members thereof who are now living have moved their memberships to other congregations, and your petitioners being of the opinion that the interests of the Public School and the interests of the surviving members of the aforesaid congregation would be promoted by sale of said one acre of land, together with the rights to a certain spring mentioned in said exhibit "A". The pray of your petitioners therefore is that your Honor enter an order directing a sale of said land mentioned in said petition, and in said exhibit "A" together with the rights to the spring mentioned therein; that your Honor will apply the proceeds of said sale to the benefit of those entitled to the same. And they will ever pray, etc.

W. B. Hall P.Q.

Ex-parte Petition of A. D. Lutton
James F. Wallis, P.M. Recor.

W^m A. J. Recor and Harvey Young
Trustees of Franklin Academy
of Lee County Virginia
Order:

This day came A. D. Lutton,
James F. Wallis, P.M. Recor,
W^m A. J. Recor, and Harvey Young,
Trustees of Franklin Academy
of Lee County Virginia, and
filed their Petition in open
Court, praying that the Court
enter an order directing a sale
of the Franklin Academy property
consisting of a lot of land con-
taining one acre, together with the
building thereon, and the right to
use water from a certain spring
which said land and spring are
more particularly described in
said petition and the deed
exhibited therewith, and to apply
the proceeds of said sale
to the benefit of those entitled
thereto, and the Court being
satisfied from the evidence
brought before it, that said
property is no longer used as a

Public School building, and that said property has been abandoned by the religious Congregations entitled to the worship therein under said deed; and that said property was originally designed and conveyed for public school purposes; and that the property ought to be sold and after paying the costs of said petition and sale the residue should go into the public school fund of Gotham Station District; it is therefore considered by the Court; and so ordered, that, the said Franklin Academy property, together with right to said spring mentioned in said petition be sold, and that Harvey Young who is hereby appointed a special Commissioner for the purpose, is hereby directed to sell said property, at public outcry, at said Franklin Academy, after advertising the time, and place of sale for

at least thirty days, by posting
written or printed notices
at three or more public places
in said County, one of which
shall be at front door of
the Court-house of said County,
and another ~~near~~ at or
near said Academy, on
the following terms: on a
credit of one and two years
time, except the costs of this petition
which shall include an attorney
fee of \$25.00 for J. B. Noel for filing
this petition the costs and commis-
sions of sale, which shall be
paid in cash. The purchaser
shall execute notes or bonds
with good security with interest
from date of sale, payable to
said Commissioner. Said
Commissioner shall out of
the proceeds of said sale
pay the costs aforesaid
together with said attorney
fee to those entitled thereto
and the residue of said money
he will pay into the school
fund of the aforesaid district.
But before performing the

duties aforesaid, said Commis-
sioner shall perform the duties
aforesaid he shall execute
bond with approved security
before the Clerk of this Court
in a penalty of \$2000 for
the faithful performance
of said duties: and
shall report his action to some
future term of this Court; and
this decree is continued.

A. D. Gellert & Co.
Trustees.

Order

Entered in
Oct 9. page 880

Enter this
order this Dec 16
H. A. W. S. 1880

per 120

This Deed made this the 4th day of August in the year 1893 between Daniel S. Reasor and wife Elizabeth Reasor William A. J. Reasor and wife Velarie Reasor of the county of Lee and State of Virginia of the one part and the lawful Trustees of Franklin Academy and their successors of the other part Witnesseth that heretofore John Skaggs Dec. Donated to the public a certain tract or parcel of lying and being in the county of Lee and State of Virginia and in Yokum Station Magisterial District and upon what is known as the lot of Land that Franklin Acadmy stands on and containing one acre. The said John Skaggs died and before his heath willed and bequeathed his lands in and around said one acre without making said title or having excepting the the same to his two daughters Elizabeth & Veleira and the said John Skaggs having executed an instrument of writing whereby he had bound himself to execute said title failed to^{do} so during his lifetime. Now the said Daniel ^{S.} Reasor and wife Elizabeth Reasor William A. J. Reasor and wife Valerie Reasor has this day bargained sold and do hereby convey with special waranty the said lot of one acr with the said house called Franklin Acadmy, Together with the privilege to a spring situated at or near the forks of the road where the road leading from and by the said Acadmy intersects the main road. The goverment of said house to be as follows to wit: First it shall be for a public school House 2nd the following religious Denominations to have privilege of worshipping in said house 1st the Missionary Baptist to have the first saturday and Sabath of each monthL The methodist South to have the second Saturday & Sabath of each month. The protestant Methodist to have the third Saturday and Sabath of each month. The presbaterians to have the fourth Saturday and Sabath of each month. The said trustees to be represented as follows. The Babtist to have three the Methodist to have one and the nonoficiators to have one. Day and year first above written. Witness the following signatures and seals.

D. S. Reasor	(Seal)
Elizz P. Reasor	(Seal)
W. A. J. Reasor	(Seal)
Veleria Reasor	(Seal)

Virginia Lee County to-wit:

I Harvey Young a Notary Public in and for the county and State aforesaid do certify that Daniel S. Reasor and wife Elizabeth Reasor William A. J. Reasor and wife Velerie Reasor whose names are signed to the writing above and bearing date on the 4th day of August 1893 have acknowledged same before me in my county aforesaid. This August the 4th 1893.

Harvey Young N. P.

Virginia Lee County to wit:

In the office of the clerk of the said county the 25 day of Aug. 1893 this Deed was presented and together with the certificate of acknowledgment thereto annexed was admitted to record.

Teste S. V. F. Richmond, Clerk.

A copy,

D. B. 28, page 570 etc.

Teste:

J. C. Ewing,
Clerk.

Trustees of Frank
lin Academy
From Deed
D. S. Reasor, et al

Copy

Check 50¢